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AMENDMENTS TO LB 40A

1                   1.   Strike the original section and insert the following  
2 new sections:

3                   "Section 1.   There is hereby appropriated (1)   \$2,000,000  
4 from the Behavioral Health Services Fund for FY2005-06 and (2)  
5 \$2,000,000 from the Behavioral Health Services Fund for FY2006-07  
6 to the Department of Health and Human Services Finance and Support,  
7 for Program 38, to aid in carrying out the provisions of  
8 Legislative Bill 40, Ninety-ninth Legislature, First Session, 2005.

9                   No expenditures for permanent and temporary salaries and  
10 per diems for state employees shall be made from funds appropriated  
11 in this section.

12                  There is included in the appropriation to this program  
13 for FY2005-06 \$2,000,000 Cash Funds for state aid, which shall only  
14 be used for such purpose. There is included in the appropriation  
15 to this program for FY2006-07 \$2,000,000 Cash Funds for state aid,  
16 which shall only be used for such purpose.

17                  Sec. 2.   There is hereby appropriated \$100,000 from the  
18 Behavioral Health Services Fund for FY2005-06 to the Department of  
19 Health and Human Services Finance and Support, for Program 38, to  
20 aid in carrying out the provisions of Legislative Bill 40,  
21 Ninety-ninth Legislature, First Session, 2005.

22                  No expenditures for permanent and temporary salaries and  
23 per diems for state employees shall be made from funds appropriated  
24 in this section.

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1           There is included in the appropriation to this program  
2   for FY2005-06 \$100,000 Cash Funds for state aid, which shall only  
3   be used for such purpose.

4           Funds appropriated in this section shall only be used for  
5   housing-related assistance for very low-income adults with serious  
6   mental illness. The Division of Behavioral Health Services of the  
7   Department of Health and Human Services shall manage and distribute  
8   such funds based upon a formula established by the division, in  
9   consultation with regional behavioral health authorities and the  
10   Department of Health and Human Services Finance and Support, in a  
11   manner consistent with and reasonably calculated to promote the  
12   purposes of the public behavioral health system provided in section  
13   71-803.

14           The Division of Behavioral Health Services of the  
15   Department of Health and Human Services shall contract with each  
16   regional behavioral health authority for the provision of such  
17   assistance. Each regional behavioral health authority may contract  
18   with qualifying public, private, or nonprofit entities for the  
19   provision of such assistance.

20           For purposes of this section (1) housing-related  
21   assistance means rental payments, utility payments, security and  
22   utility deposits, and other related costs and payments, (2) very  
23   low-income means a household income of fifty percent or less of the  
24   applicable median family income estimate as established by the  
25   United States Department of Housing and Urban Development, and (3)  
26   adult with serious mental illness means a person eighteen years of  
27   age or older who has, or at any time during the immediately

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1 preceding twelve months has had, a diagnosable mental, behavioral,  
2 or emotional disorder of sufficient duration to meet diagnostic  
3 criteria identified in the most recent edition of the Diagnostic  
4 and Statistical Manual of Mental Disorders and which has resulted  
5 in functional impairment that substantially interferes with or  
6 limits one or more major life functions. Serious mental illness  
7 does not include DSM V codes, substance abuse disorders, or  
8 developmental disabilities unless such conditions exist  
9 concurrently with a diagnosable serious mental illness.

10           Sec. 3. There is hereby appropriated \$1,845,000 from the  
11 Behavioral Health Services Fund for FY2005-06 to the Department of  
12 Health and Human Services Finance and Support, for Program 38, to  
13 aid in carrying out the provisions of Legislative Bill 40,  
14 Ninety-ninth Legislature, First Session, 2005.

15           No expenditures for permanent and temporary salaries and  
16 per diems for state employees shall be made from funds appropriated  
17 in this section.

18           There is included in the appropriation to this program  
19 for FY2005-06 \$1,845,000 Cash Funds for state aid, which shall only  
20 be used for such purpose.

21           Funds appropriated in this section shall be distributed  
22 to each regional behavioral health authority on a per capita basis  
23 no later than thirty days after receipt of such funds and shall  
24 only be used for one-time funding for new construction,  
25 acquisition, or rehabilitation of housing to assist very low-income  
26 adults with serious mental illness.

27           Each regional behavioral health authority may contract

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1 with qualifying public, private, or nonprofit entities for the  
2 provision of such assistance.

3 For purposes of this section (1) very low-income means a  
4 household income of fifty percent or less of the applicable median  
5 family income estimate as established by the United States  
6 Department of Housing and Urban Development and (2) adult with  
7 serious mental illness means a person eighteen years of age or  
8 older who has, or at any time during the immediately preceding  
9 twelve months has had, a diagnosable mental, behavioral, or  
10 emotional disorder of sufficient duration to meet diagnostic  
11 criteria identified in the most recent edition of the Diagnostic  
12 and Statistical Manual of Mental Disorders and which has resulted  
13 in functional impairment that substantially interferes with or  
14 limits one or more major life functions. Serious mental illness  
15 does not include DSM V codes, substance abuse disorders, or  
16 developmental disabilities unless such conditions exist  
17 concurrently with a diagnosable serious mental illness.

18 Sec. 4. Since an emergency exists, this act takes effect  
19 when passed and approved according to law.".